**The American Judicial System**

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|  | **Criminal:** | **Civil:** |
| Involved Parties | * Only the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ - or State - can bring a case against someone
* They are the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
 | * Any individual or organization that believes they have been \_\_\_\_\_\_\_\_\_\_\_\_\_\_, denied civil rights, or have been damaged can bring a case, and become the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
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| Burden of Proof | * \_\_\_\_\_\_\_\_\_\_\_\_\_: “beyond a reasonable doubt”
	+ About 98% likelihood of guilt
* Always on the state
 | * \_\_\_\_\_\_\_\_\_\_\_\_\_: probably guilty
	+ More than 50% likelihood of \_\_\_\_\_\_\_\_\_\_
* Mostly on the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
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| Punishment | * Includes \_\_\_\_\_\_\_\_\_\_\_\_\_, incarceration, and even execution
* Depends on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, or felony
 | * \_\_\_\_\_\_\_\_\_\_\_\_\_ can result in jail time.
* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ fines or some sort of legal action.
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Types of Jurisdiction

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| **Federal Jurisdiction** | * Cases that arise under a \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ law (called “federal question” cases):
* Ex. a \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ organization sues a restaurant chain for a policy of discouraging minorities from eating there
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| **State Court Jurisdiction** | * Mostly deal with \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ laws
* Hear cases involving events that took place in the state where the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ sits or if defendants reside in or are served with a summons & complaint in that state.
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| **Concurrent Jurisdiction** | * Many state cases can go in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ federal or state.
* If a case can be heard in either, it is said to have \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ jurisdiction.
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| **Appellate Jurisdiction** | * To hear a case on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (or for a 2nd time).
* Only the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ can appeal a case in a criminal case
* The prosecution retrying a case is known as \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and is prohibited by the constitution.
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| **Supreme Court Jurisdiction** | * Affecting \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and other public ministers and consuls
* Disputes between the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* Issues that took place at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* Controversies to which the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ is a party
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Cases That Can be Appealed

* Criminal: only by the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
* The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ can never appeal a decision.
* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ cases can be appealed by either party, plaintiff or defendant

Reasons for Appeal

* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ have been violated during the trial.
* Ex. You did not receive proper \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
* The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ was biased
* The evidence that was used against you was unconstitutionally found.
* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of the law
* Discovery of new \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Appeals

* Once the case has been heard in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ courts, the loser can make an appeal to the Supreme Court.
* The Supreme Court gets on average, over \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ petitions a year
* Justices \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on which ones they want to hear
* Only hear less than \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ cases a year.